IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Misc. No. 1459-M of 2007

DATE OF DECISION : 23.02.2007

Sharvan

.... PETITIONER

Versus

State of Haryana

..... RESPONDENT

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. Bijender Dhankhar, Advocate, for the petitioner.

Mr. Partap Singh, Senior DAG, Haryana.

The petitioner has filed true translation of FIR No. 213 dated 22.9.2006 under Sections 302/120-B/34 IPC and Section 25/54/59 of the Arms Act, registered at Police Station Kharkhoda, District Sonepat. The same is taken on record as Annexure P-3.

This is second petition for regular bail filed by petitioner Sharvan in case FIR No. 36 dated 28.2.2006 under Sections 148/149/323/ 324/506 and 307 IPC (Section 307 IPC added later on) registered at Police Station Kundli, District Sonepat. His earlier petition was dismissed at that stage on August 8, 2006.

I have heard counsel for the parties and gone through the contents of the FIR.

In this case, petitioner has been attributed a *jaily* blow on the head of Ravinder and the said injury is stated to be dangerous to life. The petitioner is in custody since 8.4.2006. Counsel for the petitioner states that till date, no prosecution witness has been examined and trial is not likely to conclude soon. He contends that it is a cross version case and the complainant side is also facing trial under Section 325 IPC. These material facts have not been disputed by the State Counsel.

In view of the above, without expressing any opinion on the merits of the case, I deem it appropriate to grant regular bail to the petitioner and he is, accordingly, ordered to be released on bail subject to his furnishing bail bonds to the satisfaction of the trial court.

February 23, 2007 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**